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37 C.F.R. 1.8

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December 6, 2004

Date

Gina N. Shishima

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Bluestone

Serial No.: 10/067,104

Filed: February 4, 2002

For: METHODS AND COMPOSITIONS FOR
PROMOTING IMMUNOPOTENTIATION

Group Art Unit: 1644

Examiner: Dibrino, Marianne

Atty. Dkt. No.: TOLT:006USD4

MS AF
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Commissioner:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed July 15, 2004, finally rejecting claims 1, 8, 16-19, 21-24, 26, and 28.

The fee for filing this Notice of Appeal is 170.00 and is attached hereto, along with the fee for the requested two-month extension of time.

If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed material, or should an

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overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski L.L.P. Account No.: 50-1212/TOLT:006USD4.

Please date stamp and return the enclosed postcard to evidence receipt of this document.

Respectfully submitted,



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Date: December 6, 2004